

# DECLARATION

IN REISSUE APPLICATION

Attorney Docket No.

P405.12-0001

As a below named inventor, I declare that:

1. I am a citizen of United States, now residing at Fond Du Lac, Wisconsin.
2. I believe that I am the original, first and sole inventor of the invention described and claimed in U.S. Patent No. 5,888,109, issued March 30, 1999, and in this reissue application.
3. I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment. I acknowledge the duty to disclose information which is known to me to be material to the patentability of this application in accordance with 37 C.F.R. 1.56.
4. I believe U.S. Patent No. 5,888,109 is partly inoperative by reason that I did not claim my invention in claims of the scope to which I am entitled and in terms fully defining its intended scope. As a result, I claimed less in my U.S. Patent No. 5,888,109 than I had a right to claim. With this reissue application, I am seeking broadened claims within two years of the patent grant. In addition, I am seeking to correct errors contained in original dependent claims 4, 21, and 26.
5. I believe that all errors, resulting in my claiming less than I had a right to claim in U.S. Patent No. 5,888,109, arose without any deceptive intent on my part.
6. All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

# DESIGNATION OF CORRESPONDENCE ADDRESS

Please address all correspondence and telephone calls to David R. Fairbairn in care of:

KINNEY & LANGE, P.A.  
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Inventor: \_\_\_\_\_

Steven J. Poll

Date: \_\_\_\_\_

2-28-01

Residence: Fond Du Lac, Wisconsin

Citizenship: USA

P.O. Address: 54 South Butler, Fond Du Lac, Wisconsin 54935

# POWER OF ATTORNEY

Attorney Docket No.

P405.12-0001

Inventor(s): Steven J. Poll

Title: OUTBOARD MOTOR SUPPORT DEVICE

In the patent application:

X identified above (and submitted to the Patent and Trademark Office herewith).

— filed on \_\_\_\_\_ as application Serial No. \_\_\_\_\_.

I appoint the following attorneys and agents to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution and revocation:

Robert M. Angus	Reg. No. 24,383	Jeff A. Holmen	Reg. No. 38,492
Michael R. Binzak	Reg. No. 38,081	Paul P. Kempf	Reg. No. 39,727
Michael A. Bondi	Reg. No. 39,616	Theodore M. Magee	Reg. No. 39,758
Gena M. Chapman	Reg. No. 39,627	Theodore F. Neils	Reg. No. 26,316
David R. Fairbairn	Reg. No. 26,047	Z. Peter Sawicki	Reg. No. 30,214
Philip F. Fox	Reg. No. 38,142	Jeffrey D. Shewchuk	Reg. No. 37,235
Paul S. Grunzweig	Reg. No. 37,143	John M. Weyrauch	Reg. No. 37,258
		James L. Young	Reg. No. 30,514

I ratify all prior actions taken by Kinney & Lange, P.A. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

I authorize Kinney & Lange, P.A. to mark the appropriate space above and to insert the filing date and Serial No. of the application, as appropriate.

Please address all correspondence and telephone calls to David R. Fairbairn in care of:

KINNEY & LANGE, P.A.  
Suite 1500  
625 Fourth Avenue South  
Minneapolis, Minnesota 55415-1659  
Phone: (612) 339-1863 Fax: (612) 339-6580

Signature:

Steven J. Poll

Dated:

5-1-97

**VERIFIED STATEMENT CLAIMING  
SMALL ENTITY STATUS  
(INDEPENDENT INVENTOR)**

Attorney Docket No.

P405.12-0001

Inventor(s): Steven J. Poll

Title: OUTBOARD MOTOR SUPPORT DEVICE

With respect to the invention described in

- ☒ the application filed herewith:  
— application Serial No. \_\_\_\_\_, filed \_\_\_\_\_:  
— Patent No. \_\_\_\_\_, issued \_\_\_\_\_:

**I. IDENTIFICATION OF DECLARANT AND RIGHTS AS A SMALL ENTITY**

I am a below named independent inventor and I qualify as an independent inventor as defined in 37 CFR § 1.9(c) for purposes of paying reduced fees under 35 USC §§ 41(a) and (b).

**II. OWNERSHIP OF INVENTION BY DECLARANT**

Rights under contract or law remain with me. If the rights held are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person who could not be classified as (1) an independent inventor under 37 CFR § 1.9(c) if that person had made the invention, (2) a small business concern under 37 CFR § 1.9(d) or (3) a non-profit organization under 37 CFR § 1.9(e).

- ☒ There is no such person, concern, or organization.  
— The person, concerns or organizations are listed below:

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

- ☐ Individual  
☐ Small Business Concern  
☐ Non-Profit Organization

**III. ACKNOWLEDGEMENT OF DUTY TO NOTIFY PTO OF STATUS CHANGE**

I acknowledge the duty to file, in this application or patent, notification of any change resulting in loss of entitlement to small entity status pursuant to 37 CFR § 1.28(b).

IV. DECLARATION

All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

V. SIGNATURES

Signature: \_\_\_\_\_

Steven J. Poll

Date: \_\_\_\_\_

5-1-97